

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66731 of 2025

Arising Out of PS. Case No.-182 Year-2025 Thana- Excise P.S. District- Saran

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Jitendra Mishra (Male) aged about 56 years, S/o Chandradeo Mishra R/o
Village- Mishrawaliya @ Misraulia, P.S.- Jalalpur, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chetna, Advocate

For the Opposite Party/s : Mr. Mukesh Kumar Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 24-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody in a case registered for
the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise Act, 2022.

3. As per allegation in the FIR, total 1.080 liter of
illicit foreign liquor from the possession of the petitioner.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. He next
submits that total 1.080 liters of foreign liquor has been
recovered from a plastic bag. He next submits that the police
violated the mandatory provision of Section 103(4) of the BNSS
while preparing the seizure list as stated in para-12 of the



petition. Petitioner is in custody since 05.08.2025 and there is no independent witness of the seizure list.

5. In view of the aforesaid facts and circumstances, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.III, Saran at Chapra in connection with Excise Sadar @ Sadar Excise P.S. Case No. 182 of 2025.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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